

PROFESSIONAL LICENSURE DIVISION[645]

Adopted and Filed

Rule making related to initial licensure and licensure reactivation

The Board of Optometry hereby amends Chapter 180, “Licensure of Optometrists,” Iowa Administrative Code.

Legal Authority for Rule Making

This rule making is adopted under the authority provided in Iowa Code section 154.3.

State or Federal Law Implemented

This rule making implements, in whole or in part, Iowa Code chapter 154.

Purpose and Summary

These amendments change the process of applying for endorsement by requiring an applicant to provide verification of licensure only from the jurisdiction in which the applicant was most recently licensed. These amendments also require the applicant to disclose public or pending complaints in any other jurisdiction in which the applicant is licensed.

Public Comment and Changes to Rule Making

Notice of Intended Action for this rule making was published in the Iowa Administrative Bulletin on November 16, 2022, as **ARC 6656C**. A public hearing was held on December 7, 2022, at 8:30 a.m. in the Fifth Floor Board Conference Room 526, Lucas State Office Building, Des Moines, Iowa. No one attended the public hearing. No public comments were received.

Two changes from the Notice have been made for consistency with other licensure rules.

Adoption of Rule Making

This rule making was adopted by the Board on January 5, 2023.

Fiscal Impact

This rule making has no fiscal impact to the State of Iowa.

Jobs Impact

After analysis and review of this rule making, no impact on jobs has been found.

Waivers

A waiver provision is not included in this rule making because all administrative rules of the professional licensure boards in the Professional Licensure Division are subject to the waiver provisions accorded under 645—Chapter 18.

Review by Administrative Rules Review Committee

The Administrative Rules Review Committee, a bipartisan legislative committee which oversees rule making by executive branch agencies, may, on its own motion or on written request by any individual or group, review this rule making at its [regular monthly meeting](#) or at a special meeting. The Committee’s meetings are open to the public, and interested persons may be heard as provided in Iowa Code section 17A.8(6).

Effective Date

This rule making will become effective on May 24, 2023.

The following rule-making actions are adopted:

ITEM 1. Amend paragraph **180.3(1)“b”** as follows:

b. Verification of license(s) license from every the jurisdiction in which the applicant has most recently been licensed showing the licensee’s name, date of initial licensure, current licensure status, and any disciplinary action taken against the license. practicing during the time period in which the Iowa license was inactive, sent directly from the jurisdiction to the board office. The applicant must also disclose any public or pending complaints against the applicant in any other jurisdiction. Web-based verification may be substituted for verification from a jurisdiction’s board office if the verification includes:

- (1) Licensee’s name;
- (2) Date of initial licensure;
- (3) Current licensure status; and
- (4) Any disciplinary action taken against the license.

ITEM 2. Amend subrule 180.11(2) as follows:

180.11(2) Verification of license(s) license from every the jurisdiction in which the licensee applicant has most recently been licensed showing the licensee’s name, date of initial licensure, current licensure status, and any disciplinary action taken against the license. practicing during the time period in which the Iowa license was inactive, sent directly from the jurisdiction to the board office. The applicant must also disclose any public or pending complaints against the applicant in any other jurisdiction. Web-based verification may be substituted for verification from a jurisdiction’s board office if the verification includes:

- a. Licensee’s name;
- b. Date of initial licensure;
- c. Current licensure status; and
- d. Any disciplinary action taken against the license.

[Filed 3/30/23, effective 5/24/23]

[Published 4/19/23]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 4/19/23.